

Operation of Sterilization, unless the individual

- A. Is under 21 years of age;
- B. Is an inmate of one of the four State Hospitals (Raleigh, Morganton, Goldsboro or Camp Butner) or the Caswell Training School; or
- C. Has been declared mentally unsound by a court of competent jurisdiction.

### III. Consent of Spouse, Parent, Next of Kin, or Guardian.

Consent of the spouse, parent, next of kin, or guardian should be secured on Form No. 6A - Consent of Parent, Guardian, Spouse or Next of Kin, whenever possible. In securing this consent the following factors should be taken into consideration:

- A. Operation to be performed upon a married individual.
  - 1. The consent of the spouse should be sought.
  - 2. If, after due and diligent search, the spouse cannot be located, the consent of the next of kin should be sought. The law does not specify any degree of relationship but consent should be secured from the relative who is the nearest of kin including brothers and sisters, grandparents, uncles and aunts or cousins.
  - 3. If there is no known next of kin upon whom service can be had, the Clerk of the Superior Court should be petitioned for the appointment of a Guardian ad Litem. The consent of the Guardian ad Litem should be sought.
- B. Operation to be performed upon a single minor.
  - 1. Consent of at least one of the parents should be sought. If the father is living in the home, the consent should be signed by him since legally the father stands in the relationship of next of kin to a minor child. If the father is not living in the home and the mother is assuming responsibility for the child, the written consent of the mother should be secured. If both parents are living in the home, the attitude of the mother should be determined. This can be through her signature on a consent form or the worker's report of interview with the mother.
  - 2. If there is no living parent upon whom service can be had, or if a parent cannot be located, after due and diligent search, the Clerk of the Superior Court should be petitioned for the appointment of a Guardian ad Litem. The consent of the Guardian ad Litem should be sought.